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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/836,141	04/16/2001	Frank Dombroski	48269.008	5796

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EXAMINER

MOONEYHAM, JANICE A

ART UNIT

PAPER NUMBER

3629

DATE MAILED: 05/20/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary	Application No. 09/836,141	Applicant(s) DOMBROSKI ET AL.	
	Examiner Janice A. Mooneyham	Art Unit 3629	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 18 January 2005.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1 and 2 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-2 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|---|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

Handwritten signature/initials

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DETAILED ACTION

1. This is in response to the applicant's communication filed on January 18, 2005, wherein:

Claims 1-2 are pending.

Response to Amendment

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

2. Claims 1 and 2 are rejected under 35 U.S.C. 103(a) as being unpatentable over Jones et al (US 2002/0156661) (hereinafter referred to as Jones) in view of Tagawa (5,732,398) (hereinafter referred to as Tagawa)

Referring to Claims 1 and 2:

Jones discloses a method and system for automatically planning, booking travel arrangements, comprising:

maintaining in computer storage device a database of user profile information including in information regarding air travel booking preferences, car booking preferences, hotel booking preferences and personal preference air travel ratings (pages 2-3 [0039]);

using the user profile information and the travel request data to automatically formulate a travel request in response to the travel request input, the travel request including airline, hotel and rental car reservation information (page 2, [0039]);

automatically creating a travel query file by applying business rules to the travel request, including (Fig. 2A (210);

automatically executing an air booking process based on at least two categories of user preference information selected from the group of lowest price, arrival/departure time, airline, non-stop, duration, alternate airports and full fare automobile upgrades (Fig. 2A (200), page 2 [0039] thru page 3 [0047]),

automatically executing a car booking process for selecting (Figs. 2A, 5A), and automatically executing a hotel booking process (Figs. 2A, 4A), submitting the query file to a booking engine for creating a travel request query (Figs. 2A, 3A);

submitting the travel request query to a travel distribution system for retrieving air, car, and hotel availability information (pages 2-3 [0036-0047];

receiving from the travel distribution system the air, car and hotel availability information and creating a suggested travel itinerary (Figs. 2A-5C, Fig. 7);

allowing manual changes to be made to the suggested travel itinerary (Figs. 8A-8D);

accepting manual confirmation of the suggested travel itinerary (Fig. 3A (377,380).

Jones does not disclose a method and system wherein the travel request input including travel request data gathered from a user's calendar or automatically creating

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and storing appointment events in the calendar application using data from the confirmed travel itinerary.

However, Tagawa teaches a method and system wherein the travel request input including travel request data gathered from a user's calendar (Figures 5A (304), 6A (356), 7A (432) and 9A (510 (page 3, lines 11-25 *another aspect of the invention is based on the recognition that inviting the user to enter dates for travel-related services or products by means of a calendar is a particularly effective tool to assist the user in selecting the desired travel related services or product, the system of Tagawa is an interactive electronic travel system with two-way communication, col. 4, lines 9-14 – the user is only provided services or products available on the date or dates indicated in the calendar Figs. 12-13)* and automatically creating and storing appointment events in the calendar application using data from the confirmed travel itinerary (Figure 12 Daily Planner/Calendar –These are your scheduled attractions)

It would have been obvious to one of ordinary skill at the time of the invention to include into the system and method of Jones the teachings of Tagawa since entering dates for travel related services and products by means of a calendar is a particularly effective tool to assist the user in selecting the desired travel related services and products.

Response to Arguments

3. Applicant's arguments filed January 18, 2005 have been fully considered but they are not persuasive.

The Examiner disagrees with the applicant's argument that Tagawa does not teach a system that communicates with the user's calendar. Tagawa is an interactive travel service system with a calendar. Calendar information is inherent in any reservation system. The system must know which days a person plans to travel and generally requires time preferences. In Tagawa, the user is provided a calendar to enter travel related information. In Figure 12, the information is returned to the user in the calendar (These are your scheduled attractions. Would you like another/)

Conclusion

THIS ACTION IS MADE FINAL. Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

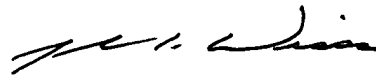
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Any inquiry concerning this communication or earlier communications from the examiner should be directed to Janice A. Mooneyham whose telephone number is (571) 272-6805. The examiner can normally be reached on Monday through Thursday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John Weiss can be reached on (571) 272-6812. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

JM


JOHN G. WEISS
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